Serial No.: 09/266,869 Docket No.: 108075-09008

## **REMARKS**

By this Amendment, claims 15, 19-24 and 27 have been cancelled without prejudice or disclaimer, and claims 1-14, 16-18, 26 and 29-34 have been amended and new claims 35 and 36 have been added to further set forth the application. No new matter has been introduced. Accordingly, claims 1-14, 16-18, 25, 26 and 28-36 are pending and submitted for consideration.

It is noted with appreciation that prior erroneously indicated status of claims 5-14 has been corrected in outstanding Office Action.

Referring to claims 1-14, 16- 18, 26 and 28-34, as amended, the pseudo instruction now includes an address for a branch destination instruction or a call destination instruction address to obviate issues set forth in items 4 and 5 of the outstanding Action.

As to the claim rejections set forth in items 6-31 of the outstanding Action, it is respectfully submitted that *Cocke* teaches the occurrence of an exit instruction after the presence of a branch instruction. By contrast, the pseudo instruction as set forth in the claimed invention occurs prior to the presence of the branch instruction (or call instruction). Additionally, neither the branch instruction nor the exit instruction disclosed in *Cocke* corresponds to the pseudo instruction as set forth in the claimed invention.

Accordingly, the claimed invention is distinguishable over *Cocke* and is allowable in view of *Cocke*.

Accordingly, the Applicants respectfully submit that each of claims 1-14, 16-18, 25, 26 and 28-36 recites subject matter which is neither disclosed nor suggested in the

Kazuya TANIGUCHI, et al.

Serial No.: 09/266,869

Docket No.: 108075-09008

cited art, and that this subject matter is more than sufficient to render the claimed

invention unobvious to a person of ordinary skill in the art. It is therefore requested that

each of claims 1-14, 16-18, 25, 26 and 28-36 be found allowable, and this application

passed to issue.

If for any reason the Examiner determines that the application is not now in

condition for allowance, it is respectfully requested that the Examiner contact, by

telephone, the Applicants' undersigned attorney at the indicated telephone number to

arrange for an interview to expedite the disposition of this application.

In the event this paper is not timely filed, the Applicants respectfully petition for an

appropriate extension of time. Any fees for such an extension together with any

additional fees may be charged to Counsel's Deposit Account No. 01-2300.

Respectfully submitted,

Raymond J. Ho

Attorney for Applicants

Registration No. 41,838

Customer No.: 004372

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC

1050 Connecticut Avenue, N.W.

Suite 400

Washington, D.C. 20036-5339

Tel: (202) 857-6000

Fax: (202) 638-4810

RJH:elz

TECH/216610.1

16